

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARTIN ROUSE	:	CIVIL ACTION
	:	
v.	:	
	:	
PHILADELPHIA DISTRICT ATTORNEY'S	:	
OFFICE	:	NO. 17-5505

**ORDER**

AND NOW, this 16<sup>TH</sup> day of July, 2018, upon careful and independent consideration of the petition for writ of habeas corpus, and after review of the Report and Recommendation of United States Magistrate Judge Elizabeth T. Hey, IT IS ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED.
2. The petition for a writ of habeas corpus is DISMISSED without prejudice.
3. There is no basis for the issuance of a certificate of appealability.

BY THE COURT:

  
GERALD A. MCHUGH, J.